UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

ORDER OF REFERENCE

Check if previously referred

United States	of America		
	V.		CA/CR No. <u>04-cr-10171 JLT</u>
Landers Ivey			Criminal Category
			res Magistrates in the United States District Court for the Magistrate Judge <u>Alexander</u> for the following
(A)	Referred for full pretrial case management	ent, inclu	ding all dispositive motions.
(B)	Referred for full pretrial case management	ent, <u>not</u> i	ncluding dispositive motions:
(C)	Referred for discovery purposes only.		
(D)	Referred for Report and Recommendation	on on:	
	() Motion(s) for injunctive relief () Motion(s) for judgment on the pleadi () Motion(s) for summary judgment () Motion(s) to permit maintenance of a () Motion(s) to suppress evidence () Motion(s) to dismiss () Post Conviction Proceedings¹ See Documents Numbered:	a class a	action
(E)	Case referred for events only. See Doc.	. No(s).	Appointment of Counsel
(F)	Case referred for settlement.		
(G)	Service as a special master for hearing, filed herewith: () In accordance with Rule 53, F.R.Civ () In accordance with 42 U.S.C. 2000e	.Р.	nation and report, subject to the terms of the special orde
(H)	Special Instructions:		
January 18, 20	006_	Ву:	/s/ Kimberly M. Abaid
Date			Deputy Clerk
(Order of Ref to M	MJ.wpd - 05/2003)		

See reverse side of order for instructions

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INSTRUCTIONS FOR POST-CONVICTION PROCEEDINGS

In accordance proceeding is re		ules governing §2254 and §2255 cases the magistrate judge to whom this post-conviction shall:			
	Make a recommendation as to summary dismissal under Rule 4 of the Rules for §2254 and §2255 cases				
	Appoint counsel if the interests of justice so require				
	Order issuance of appropriate process, if necessary				
		hearing to determine whether or not an evidentiary hearing must be held and make a nendation to the district judge			
	If the magistrate judge expects to recommend that an evidentiary hearing be held, the magistrate judge shall hold a pretrial conference for the purpose of narrowing the issue to be tried and submit a memo to the district judge setting forth:				
	(a)	a concise summary of the ultimate facts claimed by (1) petitioner (2) respondent (3) other parties;			
	(b)	the facts established by the pleadings or by stipulations of the parties which may be incorporated by reference;			
	(c)	any jurisdictional questions;			
	(d)	issues of law, including evidentiary questions;			
	(e)	the probable length of the evidentiary hearing.			
		nay also require the parties to submit the names of witnesses whom they intend to produce, and to and submit a schedule of, exhibits which they expect to offer in evidence.			
		ny issue concerning which the magistrate judge does not intend to recommend an evidentiary , the magistrate judge shall submit a memo which shall:			
	(a)	identify the relevant portions of the record or transcript of prior proceedings;			
	(b)	summarize the relevant facts;			
	(c)	summarize the parties' contentions of law with appropriate citations;			
	(d)	state the recommendations as to the disposition of such contentions of law, and the grounds therefore.			

(Postconv.ins - 09/92)

(Order of Ref to MJ.wpd - 1/20/03)